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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

DO/PTO Rev. 6/95  <b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b>  <input type="checkbox"/> Declaration Submitted with Initial Filing      OR <input type="checkbox"/> Declaration Submitted after Initial Filing	U.S. Department of Commerce Patent and Trademark Office	Attorney Docket Number	3161-18-PUS
		First Named Inventor	BERRY, Alan
	COMPLETE IF KNOWN		
	Application Number	09/341,600	
	Filing Date		
	Group Art Unit		
		Examiner Name	

As below named inventor, I hereby declare that::

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed for which a patent is sought on the invention entitled:

"PROCESS FOR PRODUCTION OF N-GLUCOSAMINE"

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY)

14 January 1998

as United States Application Number or PCT International

Application Number

PCT/US98/00800

and was amended on (MM/DD/YYYY)

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any Pct international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below

Application Number(s)	Filing Date (MM/DD/YYYY)		
		<input type="checkbox"/>	Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.

Burden Hour Statement: This form is estimated to take .4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information officer, Patent and Trademark Office, Washington, DC 20231.

DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents Washington, DC 20231

9

# DECLARATION

**ADDITIONAL and/or AGENT INFORMATION**  
**Supplemental Sheet**

Name	Registration Number	Name	Registration Number
HUGHES, RICHARD L.	<u>31,264</u>		
HANSRA, TEJPAL S.	<u>38,172</u>		
HARTJE, DANA L.	<u>40,638</u>		
CHA, DON D.	<u>40,945</u>		
DALLAS-PEDRETTI, ANGELA	<u>42,460</u>		
LIEB, BENJAMIN B.	<u>42,801</u>		
KNEPPER, BRADLEY M.	<u>44,189</u>		
BROWN, THERESA A.	<u>32,547</u>		
SCOTT, JOHN C.	<u>38,613</u>		
DRICKMAN, MIRIAM R.	<u>42,499</u>		

## DECLARATION

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I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States of PCT International application in the manner provided by the first paragraph of Title 35, United States Code § 112.1 acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☒ Firm Name SHERIDAN ROSS P.C. Customer Number or label ☐

☐ List attorney(s) and/or agent(s) name and registration number below:

Name	Registration Number	Name	Registration Number
ZINGER, DAVID F.	<u>29,127</u>	STAVISH, SABRINA CROWLEY	<u>33,374</u>
GROSETH, CRAIG C.	<u>31,713</u>	HANSEN, LEWIS D.	<u>35,536</u>
TOMPKINS, MICHAEL L.	<u>30,980</u>	KOVARIK, JOSEPH E.	<u>33,005</u>
BLAKELY, TODD P.	<u>31,328</u>	SWARTZ, DOUGLAS W.	<u>37,739</u>
CONNELL, GARY J	<u>32,020</u>	KUGLER, BRUCE A.	<u>38,942</u>
CROOK, WANNELL M.	<u>31,071</u>	BRUNELLI, ROBERT R.	<u>39,617</u>

☒ Additional attorney(s) and/or agent(s) named on a supplemental sheet attached hereto

Please direct all correspondence to: ☐ Customer Number or label ☐ OR ☐ Fill in correspondence address below

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name Alan Middle Initial BERRY Family Name BERRY Suffix e.g. Jr. ☐

Inventor's Signature  Date 7/27/99

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Post Office Address 126 Beverly Road

City Bloomfield State New Jersey Zip 07003 Country USA Applicant Authority ☐

☒ Additional inventors are being named on supplemental sheet(s) attached hereto.

Type a plus sign (+) inside this box → ☐

## DECLARATION

## ADDITIONAL INVENTOR(S) Supplemental Sheet

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

200  
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James R. Millis

Date

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8 August, 1999

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Inventor's  
Signature

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Citizenship

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City

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Applicant  
Authority

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

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Inventor's  
Signature

Date

Residence City

State

Country

Citizenship

Post Office Address

Post Office Address

City

State

Zip

Country

Applicant  
Authority

[ ] Further applicants and/or (further) inventors are indicated on another continuation sheet

## POWER OF ATTORNEY

On behalf of DCV, Inc. d/b/a Bio-Technical Resources, a Delaware corporation having a principal place of business at 1035 S. Seventh St., Manitowoc, Wisconsin 54220-5388 being the assignee of and owning all right, title and interest in the invention entitled "PROCESS FOR PRODUCTION OF N-GLUCOSAMINE", for which application for Letters Patent of the United States has been made by Alan Berry, Richard P. Burlingame and James R. Millis, said application having been filed on July 14, 1999, receiving U.S. Serial No. 09/341,600, and further identified as Attorney File No. 3161-18-PUS, I, Mark J. Gundersen, Vice President (title) of DCV, Inc. d/b/a Bio-Technical Resources, hereby appoint David F. Zinger, Registration No. 29,127; Craig C. Groeth, Registration No. 31,713; Michael L. Tompkins, Registration No. 30,980; Sabrina C. Stavish, Registration No. 33,374; Todd P. Blakely, Registration No. 31,328; Lewis D. Hansen, Registration No. 35,536; Joseph E. Kovarik, Registration No. 33,005; Gary J. Connell, Registration No. 32,020; Wannell M. Crook, Registration No. 31,071; Douglas W. Swartz, Registration No. 37,739; Bruce A. Kugler, Registration No. 38,942; Robert R. Brunelli, Registration No. 39,617; Richard L. Hughes, Registration No. 31,264; Tejpal S. Hansra, Registration No. 38,172; Dana L. Hartje, Registration No. 40,638; Don D. Cha, Registration No. 40,945; Angela Dallas-Pedretti, Registration No. 42,460; Benjamin B. Lieb, Registration No. 42,801; Bradley M. Knepper, Registration No. 44,189; Theresa A. Brown, Registration No. 32,547; John C. Scott, Registration No. 38,613 and Miriam R. Drickman, Registration No. 42,499 of SHERIDAN ROSS P.C., 1700 Lincoln Street, Suite 3500, Denver, Colorado 80203, telephone number (303) 863-9700, as attorneys and agents for DCV, Inc. d/b/a Bio-Technical Resources with full powers of substitution, association and revocation to prosecute the application and related U.S. and foreign applications and to transact all business in the United States Patent and Trademark Office and all foreign and international patent offices connected therewith.

By: Mark J. Gundersen  
Print Name: Mark J. Gundersen  
Title: Vice President

Date: 7/29/99

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am an official empowered to act on behalf DCV, Inc. d/b/a Bio-Technical Resources, of 1035 S. Seventh St., Manitowoc, Wisconsin 54220-5388, a small business concern.

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled "PROCESS FOR PRODUCTION OF N-GLUCOSAMINE" and identified as Attorney File No. 3161-18-PUS, described in application U.S. Application Serial No. 09/341,600, filed on July 14, 1999.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL

☒ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Date: 7/29/99

By: \_\_\_\_\_

Print Name: Mark J. Gundersen

Title: Vice President